IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.953 OF 2006
IN
SUIT NO.3085 OF 1985

Hotel Empire Ltd. ..Plaintiffs.
Vs.
Juhu Beach Resorts Pvt. Ltd. & Ors. ..Defendants.

Mr.K.R.Bulchandani i/b.Kamal & Co. for the Plaintiffs.
Mr.N.Shah i/b.Maneksha Sethna for Defendant No.1.

CORAM : S.J. VAZIFDAR, J.
DATED : 10TH JULY, 2007

P.C. :

For the reasons stated in the affidavit in support and, in particular paragraph 4 thereof, there appears to be no negligence or want of diligence on the part of the Plaintiffs in prosecuting the matter. In fact, from 1985 the Plaintiffs had been diligently prosecuting the matter. There is no reason for the Plaintiffs to face any adverse consequences on account of the Advocates not having appeared.

2. In the circumstances, the Notice of Motion is made absolute in terms of prayer (a).

3. It is also agreed that the written statement of Defendant No.1 may be taken on record. It is ordered accordingly.